

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-FIRST LEGISLATURE

FIFTIETH LEGISLATIVE DAY
MONDAY, FEBRUARY 27, 2012

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed 67 members present.

Absent and excused – Boyle, Buckner-Webb, Smith(24).

Total – 3.

Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Charles Baines, Page.

Approval of Journal

February 27, 2012

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Forty-seventh Legislative Day and recommend that same be adopted as corrected.

WILLS, Chairman

Mr. Wills moved that the report be adopted. Seconded by Mr. Burgoyne. Report adopted.

Consideration of Messages from the Governor and the Senate

THE OFFICE OF THE GOVERNOR
EXECUTIVE DEPARTMENT
BOISE, IDAHO

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, by these Presents that Sharon L. Block, State Representative, District 24, House Seat B, Twin Falls County, State of Idaho, pursuant to the provisions of Section 59-917, Idaho Code, has nominated D.W. "Bill" Block of Twin Falls, Idaho, to perform the duties of this office temporarily as Acting State Representative.

NOW, THEREFORE, I, C.L. "BUTCH" OTTER, Governor of the State of Idaho, by virtue of the authority vested in me by Section 59-917, Idaho Code, do hereby appoint D.W. "Bill" Block, Acting State Representative, District 24, House Seat B, Twin Falls County, State of Idaho, for a term commencing on February 27, 2012, and continuing until the incumbent shall resume the performance of the duties.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho.

Done at Boise, the Capital of Idaho, this 27th day of February, in the year of our Lord two thousand and twelve and

of the Independence of the United States of America, the two hundred and thirty-sixth year.

/s/ C.L. "BUTCH" OTTER

Governor

/s/ BEN T. YSURSA

Secretary of State

The Certificate of Appointment was ordered filed in the office of the Chief Clerk.

The Speaker announced the oath of office had previously been administered to D.W. "Bill" Block.

February 24, 2012

Mr. Speaker:

I transmit herewith [SJM 103](#), [S 1285](#), [S 1286](#), [S 1289](#), [S 1290](#), [S 1333](#), [S 1299](#), and [S 1256](#) which have passed the Senate.

NOVAK, Secretary

[SJM 103](#), [S 1285](#), [S 1286](#), [S 1289](#), [S 1290](#), [S 1333](#), [S 1299](#), and [S 1256](#) were filed for first reading.

February 24, 2012

Mr. Speaker:

I return herewith [H 375](#), [H 369](#), [H 407](#), [H 408](#), [H 409](#), and [H 473](#) which have passed the Senate.

NOVAK, Secretary

[H 375](#), [H 369](#), [H 407](#), [H 408](#), [H 409](#), and [H 473](#) were referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

February 27, 2012

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed [H 588](#), [H 589](#), and [H 590](#).

WILLS, Chairman

[H 588](#), [H 589](#), and [H 590](#) were referred to the Education Committee.

February 27, 2012

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed House amendments to [H 386](#), [H 488](#), [H 491](#), [H 479](#), [H 507](#), [H 485](#), [H 511](#), [H 486](#), [H 439](#), [H 522](#), [H 520](#), [H 540](#), [H 512](#), [H 502](#), [H 564](#), and [S 1243](#).

WILLS, Chairman

February 27, 2012

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled [H 382](#), [H 383](#), [H 385](#), [H 412](#), [H 367](#), [H 402](#), [H 418](#), [H 391](#), and [H 374](#).

WILLS, Chairman

The Speaker announced he was about to sign enrolled [H 382](#), [H 383](#), [H 385](#), [H 412](#), [H 367](#), [H 402](#), [H 418](#), [H 391](#), and [H 374](#) and, when so signed, ordered them transmitted to the Senate for the signature of the President.

February 27, 2012

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed [H 358](#), as amended in the Senate, [H 386](#), as amended, [H 488](#), as amended, [H 491](#), as amended, [H 479](#), as amended, [H 507](#), as amended, [H 485](#), as amended, [H 511](#), as amended, [H 486](#), as amended, [H 439](#), as amended, [H 522](#), as amended, [H 520](#), as amended, [H 540](#), as amended, [H 512](#), as amended, [H 502](#), as amended, and [H 564](#), as amended.

WILLS, Chairman

[H 358](#), as amended in the Senate, [H 386](#), as amended, [H 488](#), as amended, [H 491](#), as amended, [H 479](#), as amended, [H 507](#), as amended, [H 485](#), as amended, [H 511](#), as amended, [H 486](#), as amended, [H 439](#), as amended, [H 522](#), as amended, [H 520](#), as amended, [H 540](#), as amended, [H 512](#), as amended, [H 502](#), as amended, and [H 564](#), as amended, were filed for first reading of engrossed bills.

February 27, 2012

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled [HJM 7](#) and [HJM 4](#) to the Secretary of State at 11:19 a.m., as of this date, February 24, 2012.

WILLS, Chairman

February 24, 2012

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration [SCR 114](#) and [H 541](#) and recommend that they do pass.

MCGEACHIN, Chairman

[SCR 114](#) and [H 541](#) were filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.

Motions, Memorials, and Resolutions

Mr. Moyle moved that the following persons be approved as attaches to serve the House of Representatives for and during the Second Regular Session of the Sixty-first Idaho Legislature. Seconded by Mr. Rusche.

Pages:

Derek Nuxoll

Benjamin Robles

Whereupon the Speaker declared the motion carried by voice vote and previously administered the oath of office to the above named attaches.

HOUSE CONCURRENT RESOLUTION NO. 46 BY STATE AFFAIRS COMMITTEE A CONCURRENT RESOLUTION

HONORING AND COMMENDING GENERAL DARRELL V. MANNING FOR HIS SERVICE TO THE STATE OF IDAHO UPON HIS RETIREMENT.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, Darrell V. Manning was born in Preston, Idaho, graduated from Utah State University in 1955, married Rochelle in 1955, enlisted in the Air Force in 1955, spending six years of

active duty and twelve years in the Air Force Reserve, and served during the Cuban Missile and Dominican Republic crises and flew missions over Southeast Asia during the Vietnam Conflict; and

WHEREAS, Darrell V. Manning left the Air Force Reserve in 1973, but joined the Idaho National Guard the same year, and twelve years later was appointed Adjutant and Commanding General of the Guard. He earned twenty-five military ribbons, medals and citations and a myriad of awards for outstanding service, he logged 5,700 hours of flying in the military, 8,000 hours as a civilian pilot, flew 65 different aircraft and traveled more than two million miles as a pilot; and

WHEREAS, General Manning served four terms in the Idaho House of Representatives from District 34 in 1961, 1963, 1965 and 1967, he served on several committees including Insurance, Public Utilities and Banking, Ways and Means, Printing and Legislative Expense, Industry and Labor, Aeronautics, Civil Defense, Military and Veterans Affairs, served two terms as the minority leader, served one term in the Idaho Senate 1971-72 where he served on the Commerce and Banking, and Judiciary and Rules Committees and ran for Idaho's Second Congressional District Representative in 1968, and of that unsuccessful run, he has said that he won in losing as he didn't have to go to Washington, D.C.; and

WHEREAS, General Manning served Idaho under eight governors, Robert E. Smylie, Don Samuelson, Cecil Andrus, John V. Evans, Phil Batt, Dirk Kempthorne, Jim Risch and C.L. "Butch" Otter, held posts in the Division of Aeronautics, Idaho Transportation Department, State Board of Education, the Idaho Department of Health and Welfare, the Division of Financial Management, the Idaho Military Division, and the Bureau of Disaster Services (now the Bureau of Homeland Security), was one of just two nonlegislative members of the 1973 Executive Reorganization Commission that streamlined state government by combining and eliminating state agencies, and served as first director of the Idaho Transportation Department in 1974, leaving in 1985, when he was appointed Adjutant General of the Idaho National Guard; and

WHEREAS, in 2005, General Manning was appointed to the Transportation Board and during his tenure as director and a board member he was president of the Western Association of State and Highway Transportation Officials, the American Association of State and Highway Transportation Officials and the Transportation Research Board; and

WHEREAS, with his legislative service and later, General Manning became an expert in parliamentary procedure both in Mason's Manual and Robert's Rules of Order; and

WHEREAS, General Manning announced his retirement on November 28, 2011, and Governor Otter said of him on his retirement, "Few people in Idaho history have had public service careers of the length, breadth, quality or impact of General Manning's. He is a state treasure, and one that I and generations of our citizens have appreciated and revered. I'm grateful that he's agreed to remain available to lend his advice, experience and good judgment to crafting Idaho's future."

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-first Idaho Legislature, the House of Representatives and the Senate concurring therein, that we honor and commend General Darrell V. Manning for his service to the State of Idaho and wish him well in his retirement.

BE IT FURTHER RESOLVED that the Chief Clerk shall deliver a copy of this resolution to General Darrell V. Manning.

[HCR 46](#) was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SJM 103, by Resources and Environment Committee, was introduced, read the first time by title, and referred to the Resources and Conservation Committee.

**Introduction, First Reading, and Reference
of Bills and Joint Resolutions**

House of Representatives
State of Idaho

February 21, 2012

The Honorable Lenore Hardy Barrett, Chairman
Local Government Committee

Dear Representative Barrett:

I hereby designate the Local Government Committee a privileged committee on Friday, February 24, 2012, for the purpose of introducing RS 21340 (**H 597**), relating to the Urban Renewal Law, establishing election terms of Boards of Commissioners, has been granted.

Sincerely,
/s/ Lawrence Denney
Speaker of the House

**HOUSE BILL NO. 591
BY REVENUE AND TAXATION COMMITTEE
AN ACT**

RELATING TO UNCLAIMED PROPERTY; AMENDING SECTION 14-113, IDAHO CODE, TO REVISE PROVISIONS RELATING TO UNCLAIMED MONEYS AND ABANDONED PROPERTY; AMENDING SECTION 14-522, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 14-523, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE DISPOSITION OF MONEYS RECEIVED UNDER THE UNCLAIMED PROPERTY LAW; AMENDING SECTION 15-3-914, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE DISPOSITION OF UNCLAIMED ASSETS AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING SECTION 66-503, IDAHO CODE, TO REVISE PROVISIONS RELATING TO CERTAIN DUTIES OF THE SUPERINTENDENT AND MANAGER AND TO MAKE A TECHNICAL CORRECTION.

**HOUSE BILL NO. 592
BY REVENUE AND TAXATION COMMITTEE
AN ACT**

RELATING TO REVENUE AND TAXATION; AMENDING SECTION 63-301A, IDAHO CODE, TO ESTABLISH PROVISIONS THAT A NEW CONSTRUCTION ROLL SHALL SHOW CERTAIN REDUCTIONS IN TAXABLE MARKET VALUE AND TO PROVIDE FOR EXCEPTIONS; AND AMENDING SECTION 63-802, IDAHO CODE, TO REVISE A CODE REFERENCE AND TO ESTABLISH PROVISIONS RELATING TO A CERTAIN AMOUNT THAT SHALL BE SUBTRACTED FROM THE DOLLAR AMOUNT OF PROPERTY TAXES CERTIFIED FOR AN ANNUAL BUDGET.

**HOUSE BILL NO. 593
BY REVENUE AND TAXATION COMMITTEE
AN ACT**

RELATING TO COMMUNITY INFRASTRUCTURE DISTRICTS; AMENDING SECTION 50-3102, IDAHO

CODE, TO REVISE CERTAIN DEFINITIONS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 50-3103, IDAHO CODE, TO REVISE PROVISIONS RELATING TO NOTICE AND TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 50-3104, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE MANAGER, TREASURER AND CLERK OF A DISTRICT AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 50-3108, IDAHO CODE, TO PROVIDE THAT IN NO EVENT SHALL THE AGGREGATE OUTSTANDING PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS AND ANY OTHER INDEBTEDNESS FOR WHICH THE FULL FAITH AND CREDIT OF THE DISTRICT ARE PLEDGED EXCEED NINE PERCENT OF THE ACTUAL OR ADJUSTED MARKET VALUE FOR ASSESSMENT PURPOSES ON CERTAIN PROPERTY AS SUCH VALUATION EXISTED ON A CERTAIN DATE; AMENDING SECTION 50-3109, IDAHO CODE, TO REVISE PROVISIONS RELATING TO A PETITION AND TO REVISE PROVISIONS RELATING TO THE ADOPTION OF A CERTAIN RESOLUTION; AND AMENDING SECTION 50-3119, IDAHO CODE, TO REVISE PROVISIONS RELATING TO CERTAIN APPEALS.

**HOUSE BILL NO. 594
BY REVENUE AND TAXATION COMMITTEE
AN ACT**

RELATING TO PUBLIC FUNDS; AMENDING SECTION 57-814, IDAHO CODE, TO REVISE PROVISIONS RELATING TO STATE GENERAL FUND TRANSFERS INTO THE BUDGET STABILIZATION FUND; AND DECLARING AN EMERGENCY.

**HOUSE BILL NO. 595
BY WAYS AND MEANS COMMITTEE
AN ACT**

RELATING TO THE STATE VICTIM NOTIFICATION FUND; AMENDING CHAPTER 32, TITLE 31, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 31-3204, IDAHO CODE, TO ESTABLISH A CERTAIN FEE FOR VICTIM NOTIFICATION PURPOSES; AMENDING CHAPTER 29, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2912, IDAHO CODE, TO ESTABLISH THE STATE VICTIM NOTIFICATION FUND, TO PROVIDE FOR THE PAYMENT OF MONEYS IN SUCH FUND, TO PROVIDE CERTAIN AUTHORITY OF THE DIRECTOR OF THE IDAHO STATE POLICE AND TO PROVIDE FOR THE SOURCE OF MONEYS FOR SUCH FUND.

**HOUSE BILL NO. 596
BY WAYS AND MEANS COMMITTEE
AN ACT**

RELATING TO MOTOR VEHICLES; AMENDING SECTION 49-202, IDAHO CODE, TO ESTABLISH A CERTAIN FEE, TO REQUIRE THAT SUCH FEE BE DEPOSITED INTO A CERTAIN FUND AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 19-5202, IDAHO CODE, TO REQUIRE THAT CERTAIN FEES BE PAID INTO THE PUBLIC SAFETY AND SECURITY INFORMATION FUND; AND PROVIDING A SUNSET DATE.

**HOUSE BILL NO. 597
BY LOCAL GOVERNMENT COMMITTEE
AN ACT**

RELATING TO URBAN RENEWAL LAW; AMENDING SECTION 50-2006, IDAHO CODE, TO REVISE PROVISIONS RELATING TO URBAN RENEWAL AGENCY BOARD OF COMMISSIONERS, TO ESTABLISH PROVISIONS RELATING TO THE ELECTION OF A BOARD OF COMMISSIONERS, TO ESTABLISH PROVISIONS RELATING TO LIMITING BOARD COMMISSIONERS FROM HOLDING CERTAIN ELECTIVE OFFICES, TO ESTABLISH PROVISIONS RELATING TO STAGGERED TERMS, TO ESTABLISH PROVISIONS RELATING TO AN ELECTION, TO ESTABLISH PROVISIONS RELATING TO AN INTERIM DIRECTOR AND TO ESTABLISH PROVISIONS RELATING TO TERMS OF OFFICE AND EXPIRATION OF TERMS FOR COMMISSIONERS.

HOUSE BILL NO. 598
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO THE PUBLIC EMPLOYEE RETIREMENT SYSTEM AND THE BLIND COMMISSION; AMENDING SECTION 59-1354, IDAHO CODE, TO PROVIDE THAT A RETIRED MEMBER, WHO SUBSEQUENT TO BECOMING A DISABILITY RETIREE SERVES ON ANY STATE BOARD OR COMMISSION THAT IS STATUTORILY REQUIRED TO MEET ONCE PER MONTH OR LESS AND, WHO IS NOT AN EMPLOYEE AS DEFINED IN THE PUBLIC EMPLOYMENT RETIREMENT SYSTEM LAW BY VIRTUE OF SUCH SERVICE, SHALL NOT BE DEEMED TO HAVE CEASED TO BE DISABLED BECAUSE OF SUCH SERVICE; AMENDING SECTION 59-1354A, IDAHO CODE, TO REVISE THE DEFINITION OF "RETURN TO WORK"; AND AMENDING SECTION 67-5404, IDAHO CODE, TO PROVIDE AN ALTERNATIVE COMPENSATION FOR MEMBERS OF THE BLIND COMMISSION; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 599
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO THE IDAHO STATE HISTORICAL SOCIETY; AMENDING SECTION 67-4126, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE POWERS AND DUTIES OF THE BOARD AND TO CLARIFY THAT CERTAIN RECORDS ARE NOT EXEMPT FROM THE PUBLIC RECORDS ACT; AMENDING CHAPTER 41, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-4129C, IDAHO CODE, TO ESTABLISH THE RECORDS MANAGEMENT SERVICES FUND; AMENDING CHAPTER 41, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-4131, IDAHO CODE, TO ESTABLISH PROVISIONS RELATING TO RECORDS MANAGEMENT SERVICES AND RULES, GUIDELINES AND PROCEDURES; REPEALING SECTION 67-5751, IDAHO CODE, RELATING TO RECORDS MANAGEMENT; REPEALING SECTION 67-5751A, IDAHO CODE, RELATING TO HISTORICAL RECORDS; REPEALING SECTION 67-5752, IDAHO CODE, RELATING TO A RECORDS MANAGEMENT MANUAL; AND REPEALING SECTION 67-5753, IDAHO CODE, RELATING TO MICROFILMING SERVICES.

H 591, H 592, H 593, H 594, H 595, H 596, H 597, H 598, and H 599 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1285 and S 1286, by State Affairs Committee, were introduced, read the first time by title, and referred to the State Affairs Committee.

S 1289, S 1290, and S 1256, by Resources and Environment Committee, were introduced, read the first time by title, and referred to the Resources and Conservation Committee.

S 1333, by Finance Committee, was introduced, read the first time by title, and filed for second reading.

S 1299, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Education Committee.

S 1243, as amended in the House, by Transportation Committee, was introduced, read the first time by title, and filed for second reading.

First Reading of Engrossed Bills

H 358, as amended in the Senate, and H 488, as amended, by Revenue and Taxation Committee, were introduced, read the first time by title, and filed for second reading.

H 386, as amended, and H 564, as amended, by Education Committee, were introduced, read the first time by title, and filed for second reading.

H 491, as amended, by State Affairs Committee, was introduced, read the first time by title, and filed for second reading.

H 479, as amended, and H 511, as amended, by Transportation and Defense Committee, were introduced, read the first time by title, and filed for second reading.

H 507, as amended, by Local Government Committee, was introduced, read the first time by title, and filed for second reading.

H 485, as amended, and H 520, as amended, by Environment, Energy, and Technology Committee, were introduced, read the first time by title, and filed for second reading.

H 486, as amended, H 439, as amended, and H 502, as amended, by Health and Welfare Committee, were introduced, read the first time by title, and filed for second reading.

H 522, as amended, by Commerce and Human Resources Committee, was introduced, read the first time by title, and filed for second reading.

H 540, as amended, by Business Committee, was introduced, read the first time by title, and filed for second reading.

H 512, as amended, by Agricultural Affairs Committee, was introduced, read the first time by title, and filed for second reading.

Second Reading of Bills and Joint Resolutions

H 556, by Education Committee, was read the second time by title and filed for third reading.

H 494, by Resources and Conservation Committee, was read the second time by title and filed for third reading.

H 403 and H 514, by Judiciary, Rules, and Administration Committee, were read the second time by title and filed for third reading.

[S 1215](#), as amended, and [S 1292](#), by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

[H 447](#), [H 465](#), [H 492](#), and [H 539](#), by Business Committee, were read the second time by title and filed for third reading.

[SCR 118](#) and [SCR 119](#), by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that [H 561](#) retain its place on the Third Reading Calendar until Monday, March 5, 2012. There being no objection, it was so ordered.

[H 546](#) - GLOBAL ENTREPRENEURIAL MISSION GRANT FUND

[H 546](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Lake to open debate.

Pursuant to Rule 38(3), Mr. Simpson disclosed a conflict of interest regarding [H 546](#).

The question being, "Shall [H 546](#) pass?"

Roll call resulted as follows:

AYES – Anderson(Keough), Andrus, Bateman, Batt, Bayer, Bedke, Bell, Bilbao, Black, Block(Block), Bolz, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan, Moyle, Nessel, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Rusche, Schaefer, Shirley, Simpson, Sims, Smith(30), Stevenson, Thayn, Thompson, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 63.

NAYS – Barbieri, Barrett. Total – 2.

Absent and excused – Boyle, Buckner-Webb, Roberts, Shepherd, Smith(24). Total – 5.
Total – 70.

Whereupon the Speaker declared that [H 546](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 536](#) - PARI-MUTUEL BETTING

[H 536](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Henderson to open debate.

The question being, "Shall [H 536](#) pass?"

Roll call resulted as follows:

AYES – Anderson(Keough), Andrus, Barbieri, Bateman, Batt, Bayer, Bedke, Bell, Bilbao, Black, Block(Block), Bolz, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan, Moyle, Nessel, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley,

Simpson, Sims, Smith(30), Stevenson, Thayn, Thompson, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total – 64.

NAYS – Barrett, Harwood, Wood(35). Total – 3.

Absent and excused – Boyle, Buckner-Webb, Smith(24).
Total – 3.

Total – 70.

Whereupon the Speaker declared that [H 536](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 481](#) - PUBLIC CHARTER SCHOOLS

[H 481](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Nonini and Mr. Bayer to open debate.

Mr. Nonini asked unanimous consent that, pursuant to Rule 22, discussion of other pending legislation be allowed in debate of [H 481](#). There being no objection it was so ordered.

Pursuant to Rule 38(3), Mr. DeMordaunt disclosed a conflict of interest regarding [H 481](#).

The question being, "Shall [H 481](#) pass?"

Roll call resulted as follows:

AYES – Barbieri, Barrett, Batt, Bayer, Bedke, Bell, Bilbao, Black, Block(Block), Bolz, Chadderdon, Collins, Crane, DeMordaunt, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood, Henderson, Lake, Loertscher, Marriott, McGeachin, McMillan, Moyle, Nessel, Nielsen, Nonini, Palmer, Patrick, Perry, Raybould, Roberts, Schaefer, Shepherd, Shirley, Simpson, Sims, Stevenson, Thayn, Thompson, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 49.

NAYS – Anderson(Keough), Andrus, Bateman, Buckner-Webb, Burgoyne, Chew, Cronin, Ellsworth, Higgins, Jaquet, Killen, King, Lacey, Luker, Pence, Ringo, Rusche, Smith(30), Trail. Total – 19.

Absent and excused – Boyle, Smith(24). Total – 2.

Paired Votes:

AYE -- Moyle

NAY -- Buckner-Webb

(Pairs enumerated in roll call above.)

Total – 70.

Whereupon the Speaker declared that [H 481](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that the House recess until 1:15 p.m.

Without objection, the Speaker declared the House at recess until 1:15 p.m.

RECESS

Afternoon Session

The House reconvened at 1:15 p.m., the Speaker in the Chair.

Prior to recess, the House was at the Eleventh Order of Business.

[H 472](#) - LICENSE PLATES

[H 472](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Rusche to open debate.

The question being, "Shall [H 472](#) pass?"

Roll call resulted as follows:

AYES – Anderson(Keough), Andrus, Bateman, Batt, Bayer, Bell, Bilbao, Black, Block(Block), Bolz, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan, Nessel, Nielsen, Nonini, Patrick, Pence, Perry, Ringo, Rusche, Shepherd, Shirley, Simpson, Smith(30), Thayne, Thompson, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total – 53.

NAYS – Barbieri, Harwood, Moyle, Palmer, Sims. Total – 5.

Absent and excused – Barrett, Bedke, Boyle, Buckner-Webb, Burgoyne, Ellsworth, Raybould, Roberts, Schaefer, Smith(24), Stevenson, Wood(35). Total – 12.

Total – 70.

Whereupon the Speaker declared that [H 472](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 513](#) - HONEY

[H 513](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bolz to open debate.

The question being, "Shall [H 513](#) pass?"

Roll call resulted as follows:

AYES – Anderson(Keough), Andrus, Barbieri, Bateman, Batt, Bedke, Bell, Bilbao, Black, Block(Block), Bolz, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hartgen, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Marriott, McGeachin, McMillan, Moyle, Nessel, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Rusche, Schaefer, Shepherd, Shirley, Smith(30), Stevenson, Thompson, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total – 54.

NAYS – Barrett, Bayer, Hart, Harwood, Luker, Nielsen, Nonini, Simpson, Sims, Thayne, Wood(35). Total – 11.

Absent and excused – Boyle, Buckner-Webb, Burgoyne, Roberts, Smith(24). Total – 5.

Total – 70.

Whereupon the Speaker declared that [H 513](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 503](#) - PRESCRIPTION DRUG ORDERS

[H 503](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Wood(27) to open debate.

The question being, "Shall [H 503](#) pass?"

Roll call resulted as follows:

AYES – Anderson(Keough), Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bedke, Bell, Bilbao, Block(Block), Bolz, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen,

Harwood, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan, Moyle, Nessel, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Stevenson, Thayne, Thompson, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 64.

NAYS – None.

Absent and excused – Black, Boyle, Buckner-Webb, Burgoyne, Roberts, Smith(24). Total – 6.

Total – 70.

Whereupon the Speaker declared that [H 503](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 555](#) - FEDERAL HEALTH CARE REFORM - OVERSIGHT

[H 555](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. McGeachin to open debate.

The question being, "Shall [H 555](#) pass?"

Roll call resulted as follows:

AYES – Anderson(Keough), Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bedke, Bell, Bilbao, Black, Block(Block), Bolz, Chadderdon, Collins, Crane, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood, Henderson, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan, Moyle, Nessel, Nielsen, Nonini, Palmer, Patrick, Perry, Raybould, Roberts, Schaefer, Shepherd, Shirley, Simpson, Sims, Stevenson, Thayne, Thompson, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 55.

NAYS – Buckner-Webb, Chew, Cronin, Higgins, Jaquet, Killen, King, Lacey, Pence, Ringo, Rusche, Smith(30). Total – 12.

Absent and excused – Boyle, Burgoyne, Smith(24). Total – 3.

Paired Votes:

AYE -- Roberts NAY -- Buckner-Webb

(Pairs enumerated in roll call above.)

Total – 70.

Whereupon the Speaker declared that [H 555](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one legislative day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Tuesday, February 28, 2012. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:05 p.m.

LAWRENCE DENNEY, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk